

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, January 19, 1939.

The City Council convened in regular session, at its regular meeting place at the City Hall, on January 19, 1939, at 11:00 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen Chas. F. Alford, Simon Gillis, Mayor Tom Miller, and Councilman Oswald G. Wolf; absent, Councilman C. M. Bartholomew.

The Minutes of the meetings of December 9, December 15, December 16, December 22, December 23, December 27, December 30, 1938, and of January 5, and January 12, 1939, were read, and upon motion of Councilman Alford, were adopted as read, by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Bartholomew absent.

Councilman Wolf introduced the following resolution:

WHEREAS, in Book 3, at page 36, of the Plat Records of Travis County, Texas, there appears a map or plat showing a subdivision of land known as Bengeners Subdivision; and

WHEREAS, various streets are shown upon said map or plat, one of which streets is shown as Onion Street; and

WHEREAS, in another section of the City of Austin more fully developed than the area embraced by Bengeners Subdivision there is another street known as Onion Street; and

WHEREAS, much confusion is caused among public records and delivery services in general as a result of different streets having the same name; and

WHEREAS, the said Onion Street in Bengeners Subdivision is in line with the east - erly continuation of East 5th Street; and

WHEREAS, it is deemed advisable by the City Council of the City of Austin to take steps at this time to prevent further confusion of the two Onion Streets; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the street known as Onion Street as shown upon the map or plat of Bengeners Subdivision, as referred to above, be known and designated hereafter as EAST 5TH STREET.

The resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Bartholomew absent.

Councilman Wolf introduced the following resolution:

WHEREAS, in Book 3, at page 145, of the Plat Records of Travis County, Texas, there appears a map or plat showing a subdivision of land within the City of Austin, Travis County, Texas, which subdivision is known as Glen Oaks; and

WHEREAS, upon said map or plat of said Glen Oaks there appear various streets, one of which streets is shown as Jefferson Street and another of which streets is shown as Houston Street; and

WHEREAS, in other parts of the City of Austin more fully developed than the Glen Oaks Addition there is a street known as Jefferson Street and a street known as Houston Street; and

WHEREAS, great confusion is caused among public records and among delivery services in general by having different streets of the same name; and

WHEREAS, the owner of most of the property in said Glen Oaks Addition has petitioned the City Council of the City of Austin to make certain changes in street names

and has recommended street names to be used in lieu of those shown on the record plat of Glen Oaks and said petition has been reviewed by the City Council of the City of Austin; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the names of certain streets lying within the Glen Oaks Addition within the City of Austin, Travis County, Texas, shall be changed as follows:

Jefferson Street shall be known and designated hereafter as WALDINE AVENUE.

Houston Street shall be known and designated hereafter as EAST 11TH STREET.

The resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Bartholomew absent.

Councilman Alford introduced the following resolution:

WHEREAS, Texas Public Service Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas mains in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT Texas Public Service Company be and the same is hereby permitted to lay and construct its gas mains in and upon the following streets:

(1) A gas main in CHERRY STREET easterly 82 feet from a point 335 feet east of the east line of Meadowbrook Drive, the centerline of which gas main shall be $7\frac{1}{2}$ feet south of and parallel to the north line of said Cherry Street.

Said gas main described above shall have a covering of not less than $2\frac{1}{2}$ feet.

(2) A gas main in BRIDLE PATH westerly 100 feet from a point 111 feet west of the west line of Courtland Lane, the centerline of which gas main shall be $7\frac{1}{2}$ feet south of and parallel to the north line of said Bridle Path.

Said gas main described above shall have a covering of not less than $2\frac{1}{2}$ feet.

(3) A gas main in WEST LIVE OAK STREET from South 2nd Street easterly 70 feet, the centerline of which gas main shall be $13\frac{1}{2}$ feet north of and parallel to the south line of said West Live Oak Street.

Said gas main described above shall have a covering of not less than $2\frac{1}{2}$ feet.

(4) A gas main in SALINA STREET southerly 170 feet from a point 92 feet south of the south line of East 18th Street, the centerline of which gas main shall be $7\frac{1}{2}$ feet west of and parallel to the east line of said Salina Street.

Said gas main described above shall have a covering of not less than $2\frac{1}{2}$ feet.

(5) A gas main in NEWNING AVENUE from East Annie Street northerly approximately $\frac{3}{4}$ block, the centerline of which gas main shall be 7 feet east of and parallel to the west line of said Newning Avenue.

Said gas main described above shall have a covering of not less than $2\frac{1}{2}$ feet.

(6) A gas main in EAST ANNIE STREET ALLEY from Newning Avenue westerly 33 feet, the centerline of which gas main shall be 5 feet south of and parallel to the north line of said East Annie Street Alley.

Said gas main described above shall have a covering of not less than $2\frac{1}{2}$ feet.

(7) A gas main in WEST 34TH STREET across Shoal Creek bridge, the centerline of which gas main shall be 7 feet 4 inches south of and parallel to the centerline of said West 34th Street.

Said gas main described above shall have a covering of not less than $2\frac{1}{2}$ feet.

(8) A gas main in ETHRIDGE AVENUE westerly 70 feet from a point 145 feet west of the west line of McCallum Drive, the centerline of which gas main shall be 13 feet south of and parallel to the north line of said Ethridge Avenue.

Said gas main described above shall have a covering of not less than $2\frac{1}{2}$ feet.

The Texas Public Service Company is hereby put upon notice that the City of Austin does not guarantee that the space assigned above is clear from other underground utilities, but is based upon the best records we have at hand, and that the minimum depth stated does not have any reference to the fact that greater depths may not be required at special points. When the Texas Public Service Company requires definite information upon the ground as to elevations or working points from which to base the location of their assignments, they shall apply to the City Engineering Department not less than three (3) days before such information is required. The Texas Public Service Company is further put upon notice that they will be required to bear the expense of repairs or replacement of any underground utility damaged during the construction of lines named in this resolution.

AND THAT whenever pavement is cut in the vicinity of a fire plug, water must be used at intervals during the course of backfilling of the ditches.

THAT the work and laying of said gas mains, including the excavation in the streets and the restoration and maintenance of said streets after said mains have been laid, shall be under the supervision and direction of the City Manager, and under all the pertinent terms and conditions of the certain franchise granted to said Company by the City of Austin.

The resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Bartholomew absent.

Councilman Gillis introduced the following resolution:

WHEREAS, W. C. Blundell, owner of Lot 10, Block 1, of Welch Subdivision within the City of Austin, Travis County, Texas, which property is situated at the southwest corner of the intersection of East 1st Street and Comal Street, has made application to the City Council of the City of Austin for permission to construct a commercial driveway across the south sidewalk area of East 1st Street and across the west sidewalk area of Comal Street at the above described location, as shown upon the plan hereto attached marked 2-C-781, which is hereby made a part of said request; and

WHEREAS, the City Council of the City of Austin has favorably considered the granting of said request; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT W. C. Blundell, owner of Lot 10, Block 1, of Welch Subdivision within the City of Austin, Travis County, Texas, which property is situated at the southwest corner of the intersection of East 1st Street and Comal Street, is hereby permitted to construct a commercial driveway across the south sidewalk area of East 1st Street and across the west sidewalk area of Comal Street at the above described location, subject to the construction of concrete ramps, curbs, driveways, sidewalks and expansion joints as shown upon the plan marked 2-C-781, which plan is hereby made a part of this resolution, and further subject to the condition that all concrete curb, ramp and driveway construction done within the City streets shall be done by a bonded sidewalk contractor under the direction and supervision of the City Engineer of the City of Austin and in accordance with lines and grades furnished by the Engineering Department of the City of Austin.

The resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Bartholomew absent.

Councilman Wolf introduced the following resolution:

WHEREAS, negotiations between the City of Austin and the State Highway Department

have been going on for several years relative to the building of a bridge in the City of Austin over the Colorado River, and the necessary streets and approaches thereto; and

WHEREAS, a tentative verbal agreement was made by the City of Austin and the State Highway Department in February of 1938 and again in July, 1938; and

WHEREAS, at a conference on January 17, 1939, attended by the City Manager of the City of Austin, the State Highway Engineer, and other representatives of the State Highway Department, and the County Judge, and other officials representing Travis County, this agreement and understanding was substantially confirmed in writing, subject to the approval of the City Council, the Commissioners Court, and the State Highway Commission; and

WHEREAS, the City Council after careful consideration of the provisions of this written understanding concur in its general plan; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the general statement relating to the proposed highway bridge, underpass and approaches be and the same is hereby approved, subject to similar acceptance by the Commissioners Court and the State Highway Commission; and that the City Manager be and he is hereby authorized to execute such agreements as the State Highway Commission may require, within the general limitations of the following proposed plan.

The State Highway Department agrees to build a bridge over the Colorado River, together with an underpass and approaches thereto, and will be responsible for the total cost of all improvements from 5th Street to the connection of the U. S. Highway No. 290 at the intersection of the Barton Springs and Fredericksburg Roads, and also a westerly connection from U. S. Highway No. 81 through the Austin State Hospital grounds to connect with the streets leading to and connecting with said underpass and bridge; and the City of Austin will provide the necessary right-of-way and improvements from 5th Street north along such streets as may be mutually agreed upon, and herein for convenience referred to as the Shoal Creek Boulevard location, with the general understanding that estimates at this time indicate that the cost of the proposed improvements to the State Highway Department and the cost to the City of Austin of right-of-way and improvements to be undertaken by said City are approximately the same, and are estimated to be between \$275,000.00 and \$300,000.00 each. It is understood that as the work progresses should it be found that such costs are not approximately equal, then the expenditures by either party will be open to discussion for the purpose of arriving at terms mutually satisfactory.

In undertaking this major construction program, it is contemplated that during 1939 the City of Austin will begin the purchase of the necessary right-of-way and such other work incident to the development of this project as can be undertaken with the funds available in 1939, and the State Highway Department will begin the preparation of detailed plans and specifications for the Colorado River bridge and the railroad underpass .

During 1940, the City will construct a portion of the improvements agreed upon as being the most essential, and the State Highway Department will appropriate funds sufficient to pay for the cost of the improvements to be assumed by the State Highway Department and will award contracts for this construction.

It is contemplated in 1941 that the State Highway Department will complete its portion of the improvements, and the City of Austin will continue with the improvements

for which it assumes responsibility so that by 1942 the City of Austin will have completed its portion of the improvements, together with the necessary right-of-way.

In undertaking this program as indicated, it is understood by both the City of Austin and the State Highway Department that locations, grade lines, and other matters pertaining to the development of the entire project will be mutually agreed upon by the City Manager and the engineers representing the City of Austin and the State Highway Engineer and his engineering staff to the end that the entire development will be soundly planned, economically built and adequate when completed, from both the standpoint of the State Highway Department and the City of Austin in so far as city planning and other considerations are concerned.

It is further understood by both the State Highway Department and the City of Austin that in the event funds can be made available to start and complete the entire work contemplated in less time than indicated herein, that both parties pledge their best efforts to this end, and to advance the work as rapidly as possible.

It is further contemplated and understood by the City Council of the City of Austin that certain other projects are contemplated by the State Highway Department involving the acquisition of right-of-way by Travis County, and it is understood that the County officials will by separate resolutions agree to acquire such right-of-way, and the City Council further directs that copies of this resolution shall be attached to and made a part of a resolution of the Commissioners Court to this effect and shall be attached to and also form a part of a resolution of the State Highway Commission ratifying and affirming the general terms and understandings outlined herein; and the City Manager is further directed to file with the State Highway Commission and the Commissioners Court of Travis County copies of this resolution, and to file with the City Clerk of the City of Austin copies of the resolutions to be adopted by the Commissioners Court of Travis County and the State Highway Commission, and that such resolutions shall constitute the general understanding between all parties concerned pertaining to this proposed work, the City Council, however, recognizing the fact that surveys, plans and specifications have yet to be prepared and details will have to be mutually agreed upon from time to time as the program progresses.

The foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Bartholomew absent.

A letter from Mrs. L. R. Hanna, Secretary of the Parent-Teacher Association of Govalle, expressing the thanks of said organization to the City Council for the courteous reception given their request for sewage facilities at their new school building, was received and ordered filed.

Upon motion, seconded and carried, the meeting was recessed at 1:00 P. M., subject to call of the Mayor.

Approved

Tom Miller
Mayor

Attest:

Maecie McKee
City Clerk